

ORIGINAL

U.S. DISTRICT COURT
U.S. BANKRUPTCY COURT
DISTRICT OF IDAHO

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APR - 5 2004

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Attorneys for Defendant/Third-Party Plaintiff
InterDent Service Corporation

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF IDAHO

POCATELLO DENTAL GROUP, P.C., an
Idaho professional corporation,

Plaintiff,

v.

INTERDENT SERVICE CORPORATION, a
Washington corporation,

Defendant.

INTERDENT SERVICE CORPORATION, a
Washington corporation,

Third-Party Plaintiff,

v.

POCATELLO DENTAL GROUP, P.C., an

Case No. CV-03-450-E-LMB

AFFIDAVIT OF BRUCE CALL IN
SUPPORT OF ISC'S MOTION FOR
SUMMARY JUDGMENT

AFFIDAVIT OF BRUCE CALL IN SUPPORT OF DEFENDANT/THIRD-PARTY
PLAINTIFF'S MOTION FOR TEMPORARY RESTRAINING ORDER - 1

PortInd3-1469927.1 0021164-00081

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Third-Party Defendants.

1. I am a regional manager for defendant InterDent Service Corporation ("ISC") with responsibilities for ISC offices in the state of Idaho, including the office it leases and manages for plaintiff Pocatello Dental Group located at 4155 Yellowstone Avenue, Pocatello, Idaho 83202. Based upon these responsibilities, I have personal knowledge of the matters stated herein.

3. There is not now nor was there ever any dispute regarding Dr. Johnson's employment. Although Dr. Johnson wanted to leave earlier, after receipt of Dr. Johnson's resignation letter, ISC requested that Dr. Johnson continue to see patients at the Pocatello office to assist in the transition until March 12, 2004, and Dr. Johnson agreed. ISC certainly has never rejected an extension for Dr. Johnson and insisted that Dr. Johnson leave on March 15, 2004. To the contrary, ISC requested that Dr. Johnson stay.

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and he never once expressed an interest in staying with the Group. Instead, we discussed arrangements for him leaving the practice.

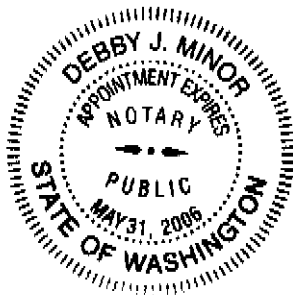
5. ISC has paid Dr. Romriell all sums to which he is entitled to, including 38% of any net collections for his professional services that have come in after January 1, 2004, when Dr. Romriell left the Group. ISC has never disputed its obligation to do so as it has done for all other dentists who have left the practice (according to the percentages to which they are entitled.) It will continue to pay Dr. Romriell whenever collections are received and has not received any notice or complaint from Dr. Romriell that it has failed to do so.

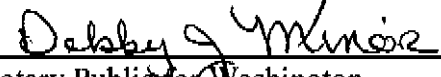
6. Barbara Henderson was promoted to manager on of ISC's Pocatello office on or about May 2003.

DATED: April 1, 2004.


Bruce Call

SUBSCRIBED AND SWORN to before me this 2 day of April, 2004.




Notary Public for Washington
My commission expires: May 31, 2006

CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing **AFFIDAVIT OF BRUCE CALL IN SUPPORT OF DEFENDANT/THIRD-PARTY PLAINTIFF'S MOTION FOR TEMPORARY RESTRAINING ORDER** on the following named person(s) on the date indicated below by

- " mailing with postage prepaid
- " hand delivery
- " facsimile transmission
- " overnight delivery

to said person(s) a true copy thereof, contained in a sealed envelope, addressed to said person(s) at his or her last-known address(es) indicated below.

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DATED: this 5th day of April, 2004.



Erik F. Stidham ISB No. 5483
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AFFIDAVIT OF BRUCE CALL IN SUPPORT OF DEFENDANT/THIRD-PARTY PLAINTIFF'S MOTION FOR TEMPORARY RESTRAINING ORDER - 6

Johnson

Adults and Children Orthodontics
Eric D. Johnson, D.D.S., M.S.

December 3, 2003

Dr. Porter Sutton
PO Box 225
Downey ID 83234

Dear Porter:

In 1999, Dr. Dennis Michaelson founded an instrument sterilization company named Steri-Source, which has since grown to the international level. To keep pace with Steri-Source, Dennis has left the Pocatello practice and has discontinued seeing patients in the greater Pocatello/Blackfoot area.

My association with Dennis has been one of the greatest benefits of my professional life to date. I appreciate his mentorship and friendship. We part our practice relationship on the best of terms and continue to work together on other orthodontically related projects.

I have submitted my resignation to the Pocatello Dental Group. As of February 27, 2004, I will no longer be seeing new patients or treating existing patients at the Pocatello Dental Group office. It is, of course, my most sincere and genuine desire to continue the uninterrupted treatment of any patients that I am currently seeing at the Pocatello Dental Group. Accordingly, the limited number of patients that I am currently seeing at the mall will be welcome to continue their treatment at my private practice located on Alameda Road.

I am aware that these changes will affect a few of our mutual patients. Accordingly, I will do everything possible to ensure a smooth and easy transition into my new practice setting.

As a practice, we look forward to the future. For instance, to accommodate our regional practice, we have expanded our parking capacity. In addition, we have completed our learning and conference center. We look forward to implementing our new "Lunch and Learn" and "Dinner and Dentistry" continuing education courses. We will provide you with our course curriculum for 2004 at the first of the year.

I value your opinion and trust. Please call me if you have any concerns or questions.

Sincerely,


Eric D. Johnson, D.D.S., M.S.

EDJ/ah